

Finally, we have to tackle the U.S. demand for drugs because that is what is driving the violence in the neighborhoods which is causing kids to flee.

In conclusion, this year is the 75th anniversary of a very shameful event—the voyage of the *St. Louis*. The *St. Louis* was a ship that left Germany in 1939 with hundreds of Jews onboard. These Jews were fleeing violence and antisemitism to come to the new world. They were not allowed to disembark in Cuba, they were not allowed to disembark in the United States, and they were not allowed to disembark in Canada. Eventually, the ship had to be routed back to Europe, where, research shows, hundreds of those Jews who had to get back off in Europe died in the Holocaust.

The testimony this morning was that if we, without due process, send these children home, many will die as a result.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. KAINE. That lesson of the *St. Louis* should stick with us, and there are many things we can do to avert this crisis and to show our good hearts as Americans.

EXECUTIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Julie E. Carnes, of Georgia, to be United States Circuit Judge for the Eleventh Circuit.

Harry Reid, Patrick J. Leahy, Sheldon Whitehouse, Patty Murray, Elizabeth Warren, Charles E. Schumer, Jack Reed, Christopher A. Coons, Dianne Feinstein, Angus S. King, Jr., Benjamin L. Cardin, Mazie Hirono, Richard Blumenthal, Amy Klobuchar, Christopher Murphy, Cory A. Booker, Martin Heinrich.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Julie E. Carnes, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Alaska (Mr. BEGICH), the

Senator from Delaware (Mr. COONS), the Senator from Vermont (Mr. SANDERS), and the Senator from Hawaii (Mr. SCHATZ) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Tennessee (Mr. ALEXANDER), the Senator from Oklahoma (Mr. COBURN), the Senator from Kansas (Mr. MORAN), the Senator from Kentucky (Mr. PAUL), and the Senator from Kansas (Mr. ROBERTS).

Further, if present and voting, the Senator from Tennessee (Mr. ALEXANDER) would have voted "nay."

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 68, nays 23, as follows:

[Rollcall Vote No. 232 Ex.]

YEAS—68

Ayotte	Harkin	Murphy
Baldwin	Hatch	Murray
Bennet	Heinrich	Nelson
Blumenthal	Heitkamp	Portman
Booker	Hirono	Pryor
Boxer	Inhofe	Reed
Brown	Isakson	Reid
Cantwell	Johanns	Rockefeller
Cardin	Johnson (SD)	Schumer
Carper	Kaine	Sessions
Casey	King	Shaheen
Chambliss	Klobuchar	Shelby
Coats	Landrieu	Stabenow
Cochran	Leahy	Tester
Collins	Levin	Udall (CO)
Donnelly	Manchin	Udall (NM)
Durbin	Markey	Walsh
Feinstein	McCain	Warner
Flake	McCaskill	Warren
Franken	Menendez	Whitehouse
Gillibrand	Merkley	Wicker
Graham	Mikulski	Wyden
Hagan	Murkowski	

NAYS—23

Barrasso	Enzi	McConnell
Blunt	Fischer	Risch
Boozman	Grassley	Rubio
Burr	Heller	Scott
Corker	Hoeven	Thune
Cornyn	Johnson (WI)	Toomey
Crapo	Kirk	Vitter
Cruz	Lee	

NOT VOTING—9

Alexander	Coons	Roberts
Begich	Moran	Sanders
Coburn	Paul	Schatz

The motion was agreed to.

The PRESIDING OFFICER. On this vote the yeas are 68, the nays are 23. The motion is agreed to.

NOMINATION OF JULIE E. CARNES TO BE UNITED STATES CIRCUIT JUDGE FOR THE ELEVENTH CIRCUIT

The clerk will report the nomination. The assistant legislative clerk read the nomination of Julie E. Carnes, of Georgia, to be United States Circuit Judge for the Eleventh Circuit.

NOMINATION OF DAVID B. SHEAR TO BE AN ASSISTANT SECRETARY OF DEFENSE

The assistant legislative clerk read the nomination of David B. Shear, of New York, to be an Assistant Secretary of Defense.

The PRESIDING OFFICER. If there is no further debate, the question is, Will the Senate advise and consent to the nomination of David B. Shear, of New York, to be an Assistant Secretary of Defense?

The nomination was confirmed.

NOMINATION OF DAVID ARTHUR MADER TO BE CONTROLLER, OFFICE OF FEDERAL FINANCIAL MANAGEMENT, OFFICE OF MANAGEMENT AND BUDGET

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to consider the following nomination, which the clerk will report.

The assistant legislative clerk read the nomination of David Arthur Mader, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

The PRESIDING OFFICER. If there is no further debate, the question is, Will the Senate advise and consent to the nomination of David Arthur Mader, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget?

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motions to reconsider are considered made and laid upon the table. The President will be immediately notified of the Senate's action.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

BRING JOBS BACK HOME ACT—MOTION TO PROCEED—Continued

The PRESIDING OFFICER. The Senator from New Hampshire.

Mrs. SHAHEEN. Madam President, I come to the floor today to reiterate my opposition to legislation that would impose new tax burdens on businesses in New Hampshire and I believe would have a serious impact on our economy.

Earlier this week Majority Leader REID started a fast-track process to bring a bill to the floor that includes the so-called Marketplace Fairness Act. This is legislation that would for the first time allow States to collect sales taxes from businesses in New Hampshire. As a result, this bill would impose significant new tax compliance burdens on entrepreneurs in New Hampshire—the same entrepreneurs who are trying to grow their businesses and create jobs on the Internet.

In New Hampshire we don't have a sales tax, so our businesses are not used to collecting one. That is why New Hampshire businesses are so concerned that if this bill passes, they will